

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF KANSAS**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>CRIMINAL ACTION</b>
<b>v.</b>	)	
	)	<b>No. 12-20099-01-KHV</b>
<b>MENDY READ-FORBES,</b>	)	
	)	
<b>Defendant.</b>	)	
_____	)	

**MEMORANDUM AND ORDER**

On May 28, 2020, the Court dismissed defendant's renewed motion for compassionate release under 18 U.S.C. § 3582(c)(1)(A). See Memorandum And Order (Doc. #396). Defendant appealed. On November 12, 2020, the Court overruled defendant's Motion For Bond While Waiting For Appeals Court Decision (Doc. #441) filed November 3, 2020. See Memorandum And Order (Doc. #442). This matter is before the Court on defendant's Motion To Appoint Attorney For [Motion For] Bond And Hearing And Motion For Hearing On Bond (Doc. #443) filed November 12, 2020.

Because the Court already overruled defendant's motion for release on appeal, the Court overrules as moot defendant's motion to appoint counsel and for a hearing on her motion for release on appeal.<sup>1</sup>

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<sup>1</sup> Defendant's present motion and her motion for release on appeal intertwine two requests: (1) a request for release pending appeal and (2) a request for release pending this Court's determination of the merits of her Petition For Writ Of Audita Querela Or Other Appropriate Relief Pursuant To The All Writs Act (Doc. #366) filed December 6, 2019. The Court already appointed counsel on defendant's Petition (Doc. #366). As explained in the Court's prior order, to the extent that defendant seeks release in whole or in part because of the merit of her pending Petition (Doc. #366), she must raise that request through appointed counsel. See Memorandum And Order (Doc. #442) at 3–4 n.2.

**IT IS THEREFORE ORDERED** that defendant's Motion To Appoint Attorney For  
[Motion For] Bond And Hearing And Motion For Hearing On Bond (Doc. #443) filed  
November 12, 2020 is **OVERRULED as moot**.

Dated this 16th day of November, 2020 at Kansas City, Kansas.

s/ Kathryn H. Vratil  
KATHRYN H. VRATIL  
United States District Judge